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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.503 OF 2007

Meghna Rushabh Parekh nee Vora ... Petitioner

Vs.

The State of Maharashtra & Ors. ... Respondents

Mr. Satish Maneshinde i/b Mr. Ashish Chavan for the petitioner.

Mr. M.S. Mhambre, A.P.P. for the State.

Mr. Shirish Gupte, senior counsel for respondents 2 to 4.

CORAM : SMT. RANJANA DESAI &
D. B. BHOSALE, JJ.

DATED : 20TH MARCH, 2007.

P.C.:-

1. By this petition, the petitioner is seeking a direction to respondent 1 through the Shivaji Park Police Station to conduct further investigation in Criminal Case No.431/PW/2006.

2. We have heard Mr. Maneshinde, the learned counsel appearing for the petitioner and Mr. Gupte, the learned senior counsel appearing for respondents 2 to 4.

3. We are informed that the trial is going on. Some witnesses have already been examined. Mr. Maneshinde states that respondent 4, the

mother-in-law of the petitioner was arrested on 18/11/2006. She was released on 22/11/2006. She opened the lockers on 23/11/2006. It is suggested that certain jewellery of the petitioner has been removed from the lockers and the police have not carried out investigation about the said removal of the jewellery.

4. Since the trial is going on and some witnesses have already been examined, in our opinion, this is not a matter where we could interfere at this stage.

5. At this stage, Mr. Maneshinde, the learned counsel for the petitioner seeks permission to withdraw the petition with liberty to make an application before the concerned Magistrate with appropriate prayer as regards his aforestated grievances. The petition is allowed to be withdrawn with liberty as prayed. All contentions of both sides are kept open. If the petitioner makes any application, the Magistrate seized of the same shall deal with it independently and in accordance with law. We have not expressed any opinion on the merits of the case.

[SMT. RANJANA DESAI, J.]

[D. B. BHOSALE, J.]